

FILED

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**New Jersey State Board of
Massage and Bodywork
Therapy Examiners**

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MASSAGE AND BODYWORK
THERAPY

_____	:	Administrative Action
IN THE MATTER OF THE	:	
LICENSURE OF	:	CONSENT ORDER
	:	GRANTING LICENSURE
YVETTE P. ARGENTO	:	WITH PROBATION
	:	
AS A MASSAGE AND BODYWORK	:	
THERAPIST	:	
_____	:	

This matter was opened to the Board of Massage and Bodywork Therapy ("the Board") upon receipt of the application of Yvette P. Argento for licensure as a massage and bodywork therapist. Upon a review of the application and the criminal history background check, it was ascertained by the Board that the applicant had been convicted in 2006 of possession of marijuana. Additionally, on January 27, 2012, the applicant was convicted

of possession of Schedule I, II, III and IV substances and was sentenced to two years probation, and enrollment in a substance abuse treatment program. The applicant admitted to the Board that the substances involved were cocaine, oxycontin, and Xanax. The applicant further explained that she had completed six months of outpatient drug rehabilitation therapy on June 22, 2012. The applicant noted that she was under significant pressure at the time because she was acting as primary caretaker of a close family member who was fatally ill.

The Board finds that the conduct underlying the applicant's convictions relates adversely to the practice of massage and bodywork therapy within the intendment of N.J.S.A. 45:1-21(f).

The Board further finding that granting the applicant's request for licensure and placing her on probation, while requiring periodic submissions from her probation officer is sufficiently protective of the public health, safety and welfare, and for other good cause shown;

IT IS ON THIS 27th DAY OF February , 2013

HEREBY ORDERED AND AGREED THAT:

1. The applicant is hereby placed on probation, with the period of probation to continue until further order of the Board. Ms. Argento may petition the Board in writing for release from probation at such time as she can demonstrate that she has

been released from the probation imposed for the criminal offense. The conditions of probation are set forth below:

a. Every three months, Ms. Argento shall submit to the Board a written communication from her probation officer indicating that she is compliant with the terms of her criminal probation. The first submission shall be forwarded along with this signed order. Subsequent submissions shall be due at three month intervals, commencing three months from the date of filing of this Order, and continuing until she can demonstrate that she has completed her criminal probation. Failure to timely submit a quarterly communication from her probation officer, or indications in the communication that Ms. Argento has not been compliant with the obligations of criminal probation shall be grounds for immediate suspension of license.

b. Ms. Argento shall notify the Board within five days of any arrest, the filing of any criminal charges, any indictment, or any conviction.

c. Any deviation from the terms of this order without the prior written agreement of the Board shall constitute a failure to comply with the terms of this Order. Upon receipt of any reliable information indicating that Ms. Argento had violated this order, or has relapsed, Ms. Argento's license may be automatically suspended. Ms. Argento may, upon notice, request a hearing to contest the entry of any such order of suspension. At

any such hearing, the sole issue shall be whether any of the information received regarding Ms. Argento's violation of the terms of the order was materially false.

2. Ms. Argento's application for licensure shall be granted upon her demonstration that she has satisfied other licensure requirements, if she has not already done so.

NEW JERSEY STATE BOARD OF
MASSAGE AND BODYWORK THERAPY

By: Deborah Overholt
Deborah Overholt
Chairperson

I have read and understand the
Within Consent Order and
agree to be bound by its terms.

Yvette P. Argento 2/12/13
Yvette P. Argento